

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MAJOR ANDERSON,  
Petitioner,

v.

COMMONWEALTH OF  
PENNSYLVANIA,  
Respondent.

: CIVIL ACTION

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NO. 17-1429

**FILED**

**JUN -7 2017**

KATE BARKMAN, Clerk  
By \_\_\_\_\_ Dep. Clerk

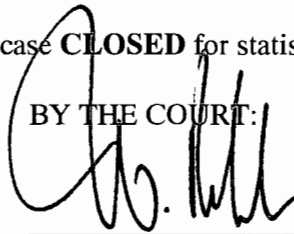
**ORDER**

AND NOW, this 6<sup>th</sup> day of June, 2017, upon careful and

independent consideration of the petition for a writ of habeas corpus, available state court records, and after review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, it is **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE**;
3. A certificate of appealability **SHALL NOT** issue, in that the Petitioner has not made a substantial showing of the denial of a constitutional right nor demonstrated that a reasonable jurist would debate the correctness of this ruling. See 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); and
4. The Clerk of the Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:



WENDY BEETLESTONE, J.